

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

JEFFREY WARREN SPINNEY)
)
 V.)
)
UNITED STATES OF AMERICA)

CRIMINAL NO. 05-11796-DPW

GOVERNMENT'S MOTION FOR ENLARGEMENT OF TIME

The government hereby moves that the time within which it may respond to petitioner Jeffrey Warren Spinney's motion for relief from judgment be enlarged 30 days, so as to be due on or before October 28, 2005. As grounds therefor, the undersigned Assistant U.S. Attorney states that since this Court's order to respond was received on September 8, 2005, he has been engaged almost exclusively on an expedited matter before the United States Court of Appeals for the First Circuit that will not be concluded until October 3, 2005. [In re: United States of America, Appeals No. 05-2358]. The additional time requested will permit the undersigned Assistant U.S. Attorney to provide the Court a meaningful response to petitioner's motion.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By: /S/ Timothy Q. Feeley
TIMOTHY Q. FEELEY
Assistant U.S. Attorney

September 27, 2005

CERTIFICATE OF SERVICE

This is to certify that I have this day served upon the

person listed below a copy of the foregoing document by
depositing in the United States mail a copy of same in an
envelope bearing sufficient postage for delivery:

Mr. Jeffrey W. Spinney
Reg. No. 15468-018
FCI-McKean
P.O. Box 8000
Bradford, PA 16701

This 27th day of September 2005.

/S/ Timothy Q. Feeley
TIMOTHY Q. FEELEY
ASSISTANT UNITED STATES ATTORNEY